IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINETH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No. 13856 of 1999

Between:

Fisherman Co-operative Society,

Rep by its President A.Venkateswarlu,
Nuzendla Village and Mandal, Guntur District.

..... PETITIONER

AND

1 Superintendent of Police, Guntur,
2 Sub Inspector of Police,
Nuzendla Mandal, Guntur District.
3 Assistant Director of Fisheries and Ex-Officio

Deputy Registrar of Fishermen Co-operative Societies.
Guntur.
4 Angati Kotaiah,
R/o. Nuzendla Village & Mandal, Guntur District.
(R.4 is impleaded as per Court order, dt. 20/7/99

in W.P.M.P.No. 18202/99)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ of Mandamus or any other appropriate writ or direction in not providing police protection to the members of the petitioners society as illegal arbitrary and consequently direct the Respondents 1 and 2 to provide police protection to the members of the society for conducting the fishing operations in accordance with the bye-laws and the order of 3rd Respondent passed in Rc.No. 289/E/99, dt. 29-6-99 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : MR. D. SRINIVAS

Counsel for the Respondent No.1 to 3 : GP FOR HOME

Counsel for Respondent No.4 : None

The Court made the following :

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ORDER :

By proceedings dated 29-6-1999 the third respondent permitted the President of the petitioner society to conduct fishing in the water sources under the area of operation of the petitioner society. This writ petition is filed seeking a direction to the police to provide protection to the members of the petitioner society on an allegation that the fourth respondent is interfering in such operations. The cause of action is with reference to the fishing year 1999-2000 and in that view of the matter, the cause of action does not survive.

The writ petition is, therefore, dismissed as infructuous. No costs.

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(V.V.S.RAO, J.)

09-06-2005.

Msr.

To

1 Superintendent of Police, Guntur,
2 Sub Inspector of Police,
Nuzendla Mandal, Guntur District.
3 Assistant Director of Fisheries and Ex-Officio

Deputy Registrar of Fishermen Co-operative Societies.
Guntur.
4. 2 CCs to Government Pleader for Home,

High Court Buildings, Hyderabad.

5 2 CD copies

HON'BLE SRI JUSTICE V.V.S. RAO

W.P.No.13856 of 1999

09-06-2005

(Msr)